

CITY OF NEWPORT

DOCKET OF THE COUNCIL

The following items of business, filed with the City Clerk under the Rules of the Council, will come before the Council at its regular meeting to be held on February 24, 2010, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

PROCLAMATION HONORING THE 2009 CITY OF NEWPORT EMPLOYEE OF THE YEAR KATHLENE J. O'NEILL

CITIZEN'S FORUM: (Speakers must sign in with the City Clerk)

The Citizen's Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes.** Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **CONSENT CALENDAR.** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.)

a. Special Event Licenses:

- 1) Museum of Newport Irish History, d/b/a "Irish Eyes"; Salve Regina University, Ochre Court, February 27, 2010, from 7:00 p.m. to 10:00 p.m.
- 2) St. Peter's Lutheran Church, d/b/a Church & Community Yard Sale; St. Peter's Lutheran Church, 525 Broadway, June 12, 2010 (rain date June 19), from 9:00 a.m. to 12 Noon.

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all applications and communications, can be viewed on the City of Newport website: www.cityofnewport.com – "Current Newport City News & Announcements" – Click on "MORE NEWS." Council Meeting can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting is also available at the Newport Public Library within 48 hrs. of the meeting.

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- 3) Eident Sports Marketing, d/b/a Amica Marathon; October 17, 2010, from 8:00 a.m. to 2:30 p.m. (three route options attached)
- b. Daily Entertainment License, Class B (outdoor) the Pier of Newport, LLC, d/b/a The Pier Restaurant, West Howard Wharf; March 13, 2010, from 11:00 a.m. to 6:00 p.m., on the west patio (Annual license restricts outdoor entertainment to April 1 – Sept. 30)
- c. Holiday Selling Licenses, New:
 - 1) Houda Awada, d/b/a Queensberry Convenient Store, 445 Broadway
 - 2) Nagle Group, Inc., d/b/a Newport Hardware, 130 Broadway
 - 3) Rosemary Kavanagh O'Carroll, LLC, d/b/a The Lady Who Paints, 9-A Bridge Street
- d. Annual Pawnbroker's License, Renewal, Spindle City Pawnbrokers, Inc., d/b/a Fall River Pawn Brokers, 310 Broadway
- e. Victualing License, New, Houda Awada, d/b/a Queensberry Convenient Store, 445 Broadway
- f. Communication from Brenda M. Bachman, Chair, Newport Hospitality Commission, re: Sister Cities Programs (Receive)
- g. Communication from the University of Connecticut, Neag School of Education Alumni Society, re: congratulating Recreation Director Susan F. Cooper on being selected as recipient of the Outstanding Professional Award for 2010. (Receive)
- h. Claims: (Receive and refer to City Solicitor)
 - 1) Eleanor V. Stephens
 - 2) Estate of Kenneth Burley, by attorney

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LICENSES AND PERMITS

2. Victualing License Expansion, J.H. Enterprises, Inc., d/b/a Rhino Bar & Grille, 337 Thames St., to a 1200 sq. ft. patio on the north side of the building.
(Continued from January 13, 2010) – **Continue to March 10, 2010**

3. BOARDS AND COMMISSIONS

Trust & Investment Commission – Reappointment of Henry Elkin

Historic District Commission (2 Alternate vacancies) – Applicants: Kevin J. Clare, Dennis Orchard and Sharon P. Watterson

Vacancies currently or soon will exist on the following boards and commissions: Affirmative Action Commission, Beach Commission, Building Code Board of Appeals, Juvenile Hearing Board, Personnel Appeals Board, Planning Board, Board of Tax Appeals, Tree and Open Space Commission, Redevelopment Agency, and the Zoning Board of Review. Interested residents can obtain applications on the City's web page or by contacting the Mayor's Office.

RESOLUTIONS

4. Adopting, in concept, the Recommended 2011-2015 Capital Improvement Program
5. Recognizing March, 2010, as "Irish Heritage Month" – S. Coyne, M. Connolly, S. Waluk
6. Congratulating the BMW ORACLE Racing Team on winning the 33rd America's Cup competition and encouraging the ORACLE Syndicate to return

ORDINANCES

7. Amending Ordinance No. 2009-14, Appropriating Revenues of the City of Newport for the Fiscal Year July 1, 2009, through June 30, 2010. (Second Reading)

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COMMUNICATIONS FROM THE CITY MANAGER

8. Communication #4651/10, re: National Recreation & Park Association “Healthy Communities” Grant Receipt (with accompanying resolution)
9. Communication #4652/10, re: Bond Ordinance for Sanitary Sewer Repairs Related to CSO Compliance (with accompanying ordinance)
10. Communication #4653/10, re: Bid Award for Road Materials (with accompanying resolution)
11. Communication #4654/10, re: Bid Award for Cemetery Mowing (with accompanying resolution)
12. Communication #4655/10, re: National Grid Agreement for Bench Location (with accompanying resolution)
13. Communication #4656/10, re: Water System Service Cross-Connection Control Program (with accompanying ordinance)
14. Communication #4657/10, re: Bid Award for Safe Boat Engines (with accompanying resolution)
15. Communication # 4658/10, re: Updated Flood Insurance Rate Maps for Newport – Model RIEMA Ordinance

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE
COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

LICENSES & PERMITS

1. Application of J.H. Enterprises, Inc., d/b/a Rhino Bar & Grille, to expand its Class BT alcoholic beverage license to a 1200 sq. ft. patio area on the north side of the building, with service from 11:30 a.m. to 9:30 p.m. (Continued from January 27, 2010) – **Continue to March 10, 2010**)

COMMUNICATIONS FROM THE CITY MANAGER

2. Communication #4659/10, re: Show Cause Hearing – Mermaids Newport, LLC, d/b/a Poor Richard's/Benjamins; Violations of the Conditions of the Class BV Alcoholic Beverage License by Failing to Submit Certificate of State Taxes and Certificate of Good Standing.
3. Communication #4660/10, re: Show Cause Hearing – Rhode Island Quahog Company Restaurants, LLC, d/b/a Rhode Island Quahog Company; Violation of the Conditions of the Class BV Alcoholic Beverage License by Failing to Submit Certificate of Payment of State Taxes.
4. Communication #4661/10, re: Show Cause Hearing – Unity 3, LLC, d/b/a Area; Violation of the Conditions of the Class BL Alcoholic Beverage License by Failing to Pay Required License Fees.

Kathleen M. Silvia
City Clerk

February 17, 2010